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April 1, 2005

TIME IN: TIME OUT:

TO:	Fax Number	Phone Number
Name Christopher S. Kim, Examiner	703-872-9306	703-308-8336
Group Art Unit 3752		
U.S. Patent and Trademark Office		

FROM:

Damon L. Boyd

PHONE:

602-382-6337

RE:

Our Docket No. 29930.8000

U.S. Patent Application Serial No. 10/091,256

MESSAGE:

Transmitted herewith is our Response and Request for Continued Examination to the Final Office Action of December 1, 2004. Thank you.

Sincerely, Damon L. Boyd, Reg. No. 44,552

ORIGINAL DOCUMENT:

Will not be sent

NUMBER OF PAGES (Including Cover):

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CONFIRMATION NO.:

CLIENT MATTER NO .:

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REQUESTOR:

Damon L. Boyd

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# CERTIFICATE OF TRANSMISSION VIA FACSIMILE PURSUANT TO 37 C.F.R. 1.6(d)

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Signature of Person Depositing Facsimile

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT

Applicants:

Triplett, et al.

Docket No.

29930.8000

3752

Serial No.:

10/091,256

Group Art Unit: Examiner:

Christopher S. Kim

Filing Date:

March 5, 2002

Confirmation No.:

6817

Title:

AN EMANATOR FOR

EVAPORATION OF A LIQUID

THEREFROM

#### TRANSMITTAL

Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Enclosed herewith is an Amendment and Request for Continued Examination in response to the Final Office Action dated December 1, 2004 for the captioned matter.

Small Entity Status

Small entity status under 37 C.F.R. §§1.9 and 1.27 is claimed.

## FEE CALCULATION, CLAIMS AS AMENDED

П

П.	Claims remaining after amendmen		Highest number previously paid for		Present Extra			Additional Fee
Total Effective	14	minus	24	=	0	x	\$ 50.00 =	0.00
Claims Independent Claims If amendment enters a	3 proper multip	minus le depen	4 dent claim(s)	= int	0 this	x	\$ 200.00 = \$360.00 +	0.00 N/A
application for first ti	me (per appli	ication)					Subtotal:	\$0.00

Scrial No. 10/091,256

ш.	Fee Calculation: Request for Extension of Time			
. 37	pursuant to 37 C.F.R. §1.17(a)  Response Filed within first month after due date – add		\$ 120.00 +	\$120.00
. X	Response filed within second month after due date – ade	đ	\$ 450.00 +	Ņ/A
[	Response filed within third month after due date – add		\$ 1,020.00 +	N/A
[	Response filed within fourth month after due date – add	i	\$1,590.00 +	N/A
[	Response filed within fifth month after due date – add		\$2,160.00 +	N/A
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If one Subtot	of the "small entity" boxes above is checked, enter half (1/2 tal and subtract.	2) of the		N/A
IV.Fe	ee Calculation: Fee pursuant to 37 C.F.R. §1.114	x	\$790.00 =	\$910.00
If on enter	ne of the "small entity" boxes above is checked, r half (1/2) of the Subtotal and subtract.	TOI	TAL FEES DUE	N/A \$910.00
<u>v. E</u> [X] [X]	nclosures (check as applicable)  RCE with Response and Amendment  Acknowledgement Postcard			
<u>vi.</u> [X] [ ]	Manner of Payment  Please debit Deposit Account No. 19-2814 in the amount of a duplicate copy of this sheet is attached.  A check in the amount of is attached (Snell & W. No Additional Fee Required.		k No)	i hambu

This statement does NOT authorize charge of the issue fee. The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under 37 C.F.R. §§1.16-1.18 (deficiency only) now or hereafter relative to this Application and the resulting Official document under 37 C.F.R. §1.20, or credit any overpayment to Account No. 19-2814 for which purpose a duplicate copy of this sheet is attached.

Respectfully submitted,

Date: 1 April 2008

By: Damon L. Boyd, Reg. No. 44,552

Snell & Wilmer L.L.P. One Arizona Center 400 East Van Buren Phoenix, Arizona 85004-2202 (602) 382-6337

# CERTIFICATE OF TRANSMISSION VIA FACSIMILE PURSUANT TO 37 C.F.R. 1.6(d)

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Signature of Person Depositing Facsimile

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT

Applicants:

Triplett, et al.

Docket No.

29930.8000

Group Art Unit:

Serial No.:

10/091,256

Examiner:

Christopher S. Kim

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### Small Entity Status

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## FEE CALCULATION, CLAIMS AS AMENDED

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11.	Claims remaining after amendment		Highest number previously paid for		Present Extra		
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Additional

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Serial No. 10/091,256

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III.  [ X [ [ [ [ If one	Fee Calculation: Request for Extension of Time pursuant to 37 C.F.R. §1.17(a)  Response Filed within first month after due date – add  Response filed within second month after due date – add  Response filed within third month after due date – add  Response filed within fourth month after due date – add  Response filed within fifth month after due date – add  of the "small entity" boxes above is checked, enter half (1/2) tal and subtract.	d	\$ 120.00 + \$ 450.00 + \$ 1,020.00 + \$ 1,590.00 + \$ 2,160.00 + Subtotal:	\$120.00 N/A N/A N/A N/A \$120.00 N/A
IV.F	ee Calculation: E Fee pursuant to 37 C.F.R. §1.114	x	\$790.00 <b>=</b>	\$910.00
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PTO/SB/30 (09-04) Approved for use through 07/31/2008, OMB 0651-0031 U.S. Palent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Request Application Number center March 5, 2002 for Filing Date Continued Examination (RCE) Triplett 2005 First Named Inventor Transmittal 3752 Art Unit Address to: Mail Stop RCE C. Kim Examiner Name Commissioner for Patents P.O. Box 1450 29930.B000 Attorney Docket Number Alexandria, VA 22313-1450 This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design epolication. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant Instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be amendment(\$). considered as a submission even if this box is not checked. Consider the arguments in the Appeal Brief or Reply Brief previously filed on b. 🔽 Enclosed Information Disclosure Statement (IDS) iii. Amendment/Reply Affidavit(s)/ Declaration(s) Other ij. Miscellaneous Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required) The RCE fee under 37 CFR 1,17(e) is required by 37 CFR 1,114 when the RCE is filed. The Director is hereby authorized to charge the following fees, or credit any overpayments, to Fees I have enclosed a duplicate copy of this sheet. Deposit Account No. 19-2814 RCE fee required under 37 CFR 1.17(a) l. Extension of time fee (37 CFR 1.136 and 1.17) 7 II. Other\_ iii. enclosed Check in the amount of \$ \_\_ b. Payment by credit card (Form PTO-2038 enclosed) WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED Date Sionature Registration No. Damon L. Boyd Name (Print/Type) CERTIFICATE OF MAILING OR TRANSMISSION I hereby certify that this correspondence is being deposited with the United Stales Postal Service with sufficient postage as first class mall in an envelope addressed to: Mail Stop RCE, Commissioner for Patenta, P. O. Box 1450. Alexandria, VA 22313-1450 or facalitate transmitted to the U.S. Patent and Trademerk Office on the date shown below. Name (PrintType) | Sart Nieto |
This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO) Name (PrintType) Sari Nieto This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to the Chief to process) an application, Confidentisity is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete to process) an application, Confidentisity is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete to process) an application, preparing, and submitting the completed application form to the USPTO. Three will very depending upon the Individual case. Any comments on including gathering, preparing, and submitting the complete day of the USPTO. Three will very depending upon the Individual case. Any comments on the USPTO. Three will very depending upon the Individual case. Any comments on the USPTO. Three will very depending upon the Individual case. Any comments of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Individual case. Any comments of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Individual case. Any comments of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Individual case. Any comments of the Chief Individual case.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

ADDRESS SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1480, Alexandra, VA 22313-1450.

PTO/SB/30 (09-04)

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Lister the Congressor's Reduction ACL 1993, the Economic Rights	60 10 16300110 to a 122/60 PROD	<u> </u>
Under the Paperwork Reduction Act of 1995, no persons are regular	Application Number	
for	Filing Date	March 5, 2002
Continued Examination (RCE)	First Named Inventor	Triplett
Transmittal	Art Unit	3752
Address to: Mail Stop RCE	Examiner Name	C. Kim
Commissioner for Patents P.O. Box 1450	Attorney Docket Number	29930.8000
Alexandria, VA 22313-1450		
This is a Request for Continued Examination (RCE) Request for Continued Examination (RCE) practice under 37 C	FR 1.114 does not apply to any	utility or plant application filed prior to June 8,
1995, or to any design application: 580 miss asset		development amendments and
1. Submission required under 37 CFR 1.114 No amendments enclosed with the RCE will be entained in the RCE will be	ote: If the RCE is proper, any pro he order in which they were filled	unless applicant instructs otherwise. If
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amendment(s).	s outstanding, any amendments f	Bed after the final Office action may be
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II. Other		
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2. Miscellaneous Suspension of action on the above-Identite a. period of months. (Period of suspension)	d application is requested under	37 CFR 1.103(c) for a sunder 37 CFR 1.17(i) required)
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